IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 29TH MAY 2007 / 8TH JYAISHTA 1929

Bail Appl..No. 3144 of 2007()

CRIME NO. 125 OF 2007 OF OTTAPPALAM POLICE STATION

PETITIONERS/ACCUSED NOS.1 & 2

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1. MOHAMMEDALI, AGED 21 YEARS,
S/O.ABDULLA, PADINJAKKARA VEEDU, MULANJUR,
OTTAPALAM, PALAKKAD DISTRICT.

2. HAMSA, AGED 41 YEARS, S/O.ABDULLA,
PADINJAKKARA VEEDU, MULANJUR, OTTAPALAM,
PALAKKAD DISTRICT.

BY ADV. SRI.C.C.THOMAS

RESPONDENTS: COMPLAINANT

STATE OF KERALA REPRESENTED BY
SUB INSPECTOR OF POLICE, OTTAPALAM POLICE STATION,
PALAKKAD DISTRICT, RPRESENTED BY PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 29/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

Bail Application No. 3144 of 2007

DATED: 29.5.2007

O R D E R

Petitioners who are accused Nos. 1 and 2 in Crime No. 125 of 2007 of Ottappalam Police Station for offences punishable under Sections 341, 323, 427 and 326 read with Section 34 I.P.C. seek anticipatory bail.

2. The learned Public Prosecutor opposed the application.

3. Anticipatory bail cannot be granted in a case of this nature. But at the same time, I am inclined to permit the petitioners to surrender before the Investigating Officer for the purpose of interrogation and then to have their application for bail considered by the Magistrate having jurisdiction. Accordingly, the petitioners shall surrender before the investigating officer on any day between 5-06-2007 and 7-6-07 for the purpose of interrogation and recovery of incriminating material, if any. The petitioners shall thereafter be produced on the same day before the Magistrate who shall consider and dispose of their application for regular bail preferably on the same date on which it is filed.

This petition is disposed of as above.

V.RAMKUMAR, JUDGE

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